

SIDLEY AUSTIN BROWN & WOOD LLP

BEIJING
BRUSSELS
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DALLAS
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HONG KONG
LONDON

1501 K STREET, N.W.
WASHINGTON, D.C. 20005
TELEPHONE 202 736 8000
FACSIMILE 202 736 8711
www.sidley.com
FOUNDED 1866

LOS ANGELES
NEW YORK
SAN FRANCISCO
SHANGHAI
SINGAPORE
TOKYO
WASHINGTON, D.C.

WRITER'S DIRECT NUMBER
(202) 736-8119

WRITER'S E-MAIL ADDRESS
tvanwazer@sidley.com

December 1, 2005

Via ECFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
236 Massachusetts Avenue, N.E.
Suite 110
Washington, D.C. 20002

Re: Facility ID No. 69575
KTWB-DT, Seattle, Washington
KTWB's Section 339(a)(2)(D)(vii) Waiver Request
MB Docket No. 05-317

Dear Ms. Dortch:

Tribune Television Holdings, Inc., licensee of KTWB-DT, Seattle, Washington ("Tribune Television"), by its undersigned counsel, hereby requests a waiver of the April 30, 2006, DTV signal strength testing deadline authorized by the Satellite Home Viewer Extension and Reauthorization Act of 2004 ("SHVERA"). This waiver request is filed pursuant to the Commission's recent Public Notice announcing the deadline for filing SHVERA signal strength waivers for network affiliates in the top-100 markets.¹ Tribune Television requests an extension because it has been unable to complete construction of KTWB-DT's maximized facility due to a delay in securing Canadian consent/coordination.²

KTWB is the WB affiliate in the Seattle-Tacoma, Washington DMA, which is one of the top-100 markets in the U.S. Tribune Television requests a waiver of the DTV signal strength testing deadline for KTWB because it has been unable to complete construction of its maximized

¹ Public Notice, "DTV Station Requests for Waiver of Digital Testing Pursuant to the Satellite Home Viewer Extension and Reauthorization Act of 2004 to be filed by November 30, 2005 on February 15, 2007," DA 05-2979, released November 17, 2005.

² See 47 U.S.C. § 339(a)(2)(D)(viii)(I).

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DTV facilities due to delays in securing Canadian coordination/clearance for the proposed maximized facilities. Tribune Television has a pending minor modification application proposing to maximize KTWB's DTV facilities. *See* FCC File No. BPCDT-19991022ABF. Tribune Television learned several years ago that the FCC had been unable to complete coordination with Canada on KTWB's maximization application and, despite repeated attempts to do so by Commission staff, Canadian coordination has still not been secured. Pending action on KTWB's DTV maximization application, Tribune Television constructed and signed on an STA facility in March 2002. *See* FCC File No. BEDSTA-20051013ABV. This STA operation provides substantial service to the market, including the requisite 48 dBu signal to Seattle, KTWB's City of License.

Because it has been unable to complete construction of KTWB's maximized DTV facilities due to delays in securing Canadian concurrence, Tribune Television has clearly satisfied one of the waiver criteria specified in SHVERA. *See* 47 U.S.C. §339(a)(2)(D)(viii)(I). For this reason, Tribune Television submits that the FCC should grant the instant request for a waiver of the DTV signal strength measurement deadline.

Finally, Tribune Television submits that the November 30, 2005 deadline for filing DTV signal strength testing waiver requests under SHVERA does not apply here because neither DirecTV nor EchoStar is currently carrying the DTV signal of even one WB affiliate. Thus, under SHVERA, no subscriber can be eligible to receive a distant digital signal of a WB station by ordering a signal strength test because there are no distant digital WB signals available on either satellite carrier. Until such time as DirecTV and EchoStar respectively begin carrying the DTV signal of at least one WB affiliate, the DTV signal strength testing provisions of SHVERA do not apply to WB affiliates in the top-100 markets.

Please direct any questions regarding this request to the undersigned.

Sincerely,

// Thomas P. Van Wazer //